IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Group Art Unit: Unknown

Examiner: Unknown

Customer No.: 26290

999999

In re Application of:

Trygve Burchardt

Serial No : 10/595 470

Confirmation No.: 1168

Filed:

April 21, 2006

For: ELECTRODE, METHOD OF ITS

PRODUCTION, METAL-AIR
FUEL CELL AND METAL

HYDRIDE CELL

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Applicant files this Response to a Notification of Missing Requirements (Form PCT/DO/EO/905 (371 Formalities Notice)), within the two-month period set to expire on January 21, 2007. The notice (copy enclosed) indicates that the application was filed without a signed oath or declaration.

Enclosed for filing in the above-referenced application is an authorization for payment of the surcharge and a signed Combined Declaration and Power of Attorney in response to the missing requirements request.

The Commissioner is hereby authorized to charge a total of \$65.00 as payment of the surcharge associated with this Communication and Response, or credit any overpayment, to Deposit Account No. 20-0782/BRYN/0016/WBP.

Respectfully submitted,

William B. Patterson

Registration No. 34,102
PATTERSON & SHERIDAN, L.L.P.

3040 Post Oak Blvd. Suite 1500 Houston, TX 77056

Telephone: (713) 623-4844 Facsimile: (713) 623-4846 Attorney for Applicant(s)

10/21/2003



INITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1430 Assander, Viginia 12313-1430

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	All I.	DUCKBI NO.
10/595,470	Trygve Burchardt	BR YN/0016 INTERNATIONAL APPLICATION NO PCT/NO04/00321	
6290	<u> </u>	LA. FILING DATE	PRIORITY DATE

PATTERSON & SHERIDAN, L.L.P. 3040 POST OAK BOULEVARD SUITE 1500 HOUSTON, TX 77056

CONFIRMATION NO. 1168
371 FORMALITIES LETTER
1000000021299188*

10/21/2004

Date Mailed: 11/21/2006

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- . Indication of Small Entity Status
- . Copy of the International Application filed on 04/21/2006
- . Copy of the International Search Report filed on 04/21/2006
- Preliminary Amendments filed on 04/21/2006
- Information Disclosure Statements filed on 04/21/2006
- Oath or Declaration filed on 04/21/2006
- U.S. Basic National Fees filed on 04/21/2006
- Priority Documents filed on 04/21/2006
- Specification filed on 04/21/2006
- Claims filed on 04/21/2006
- Abstracts filed on 04/21/2006
- Drawings filed on 04/21/2006

The applicant needs to satisfy supplemental fees problems indicated below.

The following items MUST be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application
 by the International application number and international filing date. The current oath or declaration does
 not comply with 37 CFR 1.497(a) and (b) in that it:
 - is not executed in accordance with either 37 CFR 1.66 or 37 CFR 1.68.
- To avoid abandonment, a surcharge (for late submission of filing fee, search fee, examination fee or oath
 or declaration) as set forth in 37 CFR 1.492(h) of \$65 for a small entity in compliance with 37 CFR 1.27.

must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

· \$65 Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER, FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filling a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

Registered users of EFS-Web may alternatively submit their reply to this notice via EFS-Web. https://sportal.uspto.gov/authenticate/AuthenticateUserLocalEPF.html

For more information about EFS-Web please call the USPTO Electronic Business Center at 1-866-217-9197 or visit our website at http://www.uspto.gov/ebc.

If you are not using EFS-Web to submit your reply, you must include a copy of this notice.

VIRGINIA L IRBY

Telephone: (709) 308-9140 EXT 229

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY, DOCKET NO.
10/595,470	PCT/NO04/00321	BRYN/0016

FORM PCT/DO/EO/905 (371 Formalities Notice)

